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AUG 11 2009

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Daisuke ENDO, et al.

Serial No.: 10/564,742 Group Art Unit: 1795

Filing Date: January 17, 2006 Examiner: Jacob B. Marks

For: POSITIVE ACTIVE MATERIAL, PROCESS FOR PRODUCING THE SAME,  
AND POSITIVE ELECTRODE FOR LITHIUM SECONDARY BATTERY  
AND LITHIUM SECONDARY BATTERY EACH EMPLOYING THE SAMEHonorable Commissioner of Patents  
Alexandria, Virginia 22313-1450  
Box AFAMENDMENT UNDER 37 CFR 1.116

Sir:

In response to the Office Action date June 19, 2009, please amend the above-identified application as follows: